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## EXTRAORDINARY PART II—Section 3—Sub-section (1) PUBLISHED BY AUTHORITY

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### MINISTRY OF STEEL, MINES AND FUEL

(Department of Mines and Fuel)

#### NOTIFICATION

*New Delhi, the 27th March, 1958*

**G.S.R. 196.**—In exercise of the powers conferred by section 5 of the Mines and Minerals (Regulation and Development) Act, 1948 (53 of 1948), the Central Government hereby makes the following amendment in the Mineral Concession Rules, 1949, namely:—

In the said rules, for rule 37 the following rule shall be substituted, namely:—

**“37. Transfer of lease.**—(1) The lessee shall not, without the previous consent in writing of the State Government, which in the case of a mining lease in respect of any mineral specified in Schedule IV shall not be given except after previous approval of the Central Government—

- (a) assign, sublet, mortgage, or in any other manner, transfer the mining lease, or any right, title or interest therein or
- (b) enter into or make any arrangement, compact or understanding whereby the lessee will or may be directly or indirectly financed to a substantial extent by or under which the lessee's operations or undertakings will or may be substantially controlled, by, any person or body of persons other than the lessee.

(2) Without prejudice to the provisions of sub-rule (1), the lessee may, subject to the conditions specified in the first proviso to rule 35 and in rule 38, transfer his lease or any right, title or interest therein, to a person holding a certificate of approval on payment of a fee of Rs. 100/- to the State Government:

Provided that the lessee shall make available to the transferee the original or certified copies of all plans of abandoned workings in the area and in a belt 200 feet wide surrounding it.

(3) The State Government may, by order in writing, determine any lease at any time if the lessee has, in the opinion of the State Government, committed a breach of any of the provisions of sub-rule (1) or has transferred any lease or any right, title or interest therein otherwise than in accordance with sub-rule (2):

Provided that no such order shall be made without giving the lessee a reasonable opportunity of stating his case.”

[No. MII-159(18)/54-Part A.]

B. N. RAMAN, Under Secy.

